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**TERMINAL DISCLAIMER TO OBIATE A DOUBLE PATENTING REJECTION
OVER A PRIOR PATENT**Docket No. (Optional)
47097-00057USPR

In Re Application Of: Thomas et al.
Application No.: 10/647,819
Filed: August 25, 2003
For: Fill-Through-The-Top Package And Method And Apparatus For Making The Same

The owner, Pactiv Corporation, of one hundred (100) percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,427,421. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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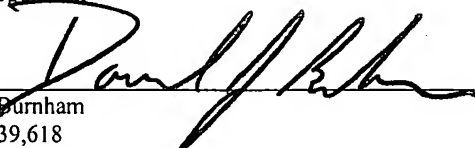
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☒ The undersigned is an attorney or agent of record.

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Date: August 2, 2005


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☒ Terminal disclaimer fee under 37 C.F.R. § 1.20(d) included.

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